IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

FRIDAY, THE 1ST JUNE 2007 / 11TH JYAISHTA 1929

WP(C).No. 24395 of 2005(D)

EP.234/2004 A.R.C.2534/01 of MUNSIFF COURT, OTTAPPALAM
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PETITIONER:

T.PRASAD, MANAKKAD NIVAS,
KATTUKULAM P.O., MANGALAMKUNNU,
PALGHAT.

BY ADV. SRI.T.R.HARIKUMAR
SRI.V.G.ARUN

RESPONDENT:

PRESIDENT,
SREEKRISHNAPURAM CO-OPERATIVE SERVICE BANK LTD.
NO.F.1213, SREEKRISHNAPURAM, OTTAPPALAM,
PALGHAT.

BY ADV. SRI.MATHEW ABRAHAM

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 01/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX(WPC 24395/05)

PETITIONER'S EXTS.:

EXT.P1: TRUE COPY OF THE AWARD IN ARC 2534/01 DATED 5.8.2002.

EXT.P2: TRUE COPY OF THE OBJECTION FILED BY THE PETITIONER DT. 6.1.2005.

EXT.P3: TRUE COPY OF THE ORDER IN E.P.234/04 IN ARC 2534/01 DT. 5.7.2005.

PIUS C. KURIAKOSE,J.

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W.P.(C) No. 24395 of 2005

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Dated: 1st June, 2007

JUDGMENT

It is submitted by the learned counsel for the petitioner that thanks to the interim orders passed by this court a substantial portion of the amount for which the petitioner's property was sold has been paid off. Under these circumstances, this Writ Petition will stand disposed of directing that the order of stay will continue for a further period of four months. It is open to the petitioner to pay off the balance amount also. Once he pays all the balance amount, he will file an application for setting aside the sale and the court below will consider that application with notice to the decree-holder and pass orders allowing the application after ensuring that whatever amount due to the decree-holder has been paid off.

srd **PIUS C.KURIAKOSE, JUDGE**